

FEDERAL ELECTION COMMISSION WASHINGTON, D.C. 20463.

January 26, 2005

Michael L. Retzer, Treasurer Republican National Committee

310 First Street SE Washington, DC 20003

Response Duc Date: February 25, 2005

RO-2

Identification Number: C00003418

Reference:

12-Day Pre-General Report (10/1/04-10/13/04)

Dear Mr. Retzer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election compaign finances. An adequate response must be received at the Commission by the response date noted above. An itemization of the information needed follows:

-Itemized disbursements must include a brief statement or description of why the disbursements were made. Please amend Schedule B of your report to clarify the following description(s): "voter registration." For further guidance regarding acceptable purposes of disbursements, please refer to 11 CFR §104.3(b)(3).

-Schedule B supporting Line 23 of your report discloses a contribution to a federal candidate as designated for the 2004 Primary Election. However, your report also indicates in the 'purpose' field that this contribution is intended for the General Election. Please clarify for which election this contribution is designated.

-Schedule B supporting Line 28(a) of your report discloses refunds of contributions received from various individuals. Further, your report indicates that these refunds were due to contributions that "exceeded federal limit." However, in many cases, it does not appear that these individuals were in fact in excess of the contribution limits at the time the refunds were issued by your Committee. Please provide clarification regarding this activity and amend your report(s) if necessary.

REPUBLICAN NATIONAL COMMITTEE Page 2

-Schedule E discloses an independent expenditure(s) on behalf of a federal candidate(s). Schedule F of this report discloses coordinated expenditures on behalf of the same candidate(s). Under 2 U.S.C. §431(17), an "independent expenditure" is defined as:

... an expenditure by a person expressly advocating the election or defeat of a clearly identified candidate; and that is not made in concert or cooperation with or at the request or suggestion of such candidate, the candidate's authorized committee, or their agents, or a political party committee or its agents.

Further, 11 CFR §109.21 outlines the factors which define a coordinated communication. Please verify that the independent expenditure(s) made by your Committee in support of George W. Bush meet the definition of and were properly categorized as independent expenditures. If necessary, amend your reports to disclose the aforementioned transactions as in-kind contributions (Schedule B supporting Line 23 of the Detailed Summary Page) or coordinated expenditures (Schedule F supporting Line 25 of the Detailed Summary Page).

If the reclassification of these expenditures as in-kind contributions results in excessive contributions, the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of \$5,000 per election. If the reclassification of these expenditures as coordinated expenditures results in your committee exceeding the limitations under 2 U.S.C. §441a(d), the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of the 2004 expenditure limitation.

Please inform the Commission of any corrective action immediately in writing and provide a photocopy of your refund request(s) sent to the candidate(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of your next report.

The independent expenditure schedule (Schedule E) should disclose the following information: the name and mailing address of the payee, the purpose of the expenditure, the date of payment, the amount of payment, the name and office sought, state and district (if applicable) of the federal candidate, the caiendar year-to-date, per election, for office sought total, the election designation, an indication of whether the candidate was supported or opposed and the signature of the treasurer. Please amend Schedule E by providing the election designation. 11 CFR §104.3(b)(3)(vii)

REPUBLICAN NATIONAL COMMITTEE Page 3

-Schedule E of your report indicates that your committee may have failed to timely file one or more of the required 48 hour notices for independent expenditures (see attached). A political committee must file a 48 hour report with the Federal Election Commission as specified in 11 CFR §104.4(b), within 48 hours of any independent expenditures aggregating \$10,000 or more with respect to a given election, made any time during the calendar year up to and including the 20th day before an election. The notice must be received by the Commission by 11:59 p.m. on the second day following the date on which independent expenditures that aggregate \$10,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as mono entries on Schedule E and reflected on Schedule D of distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. 11 CFR §104.3(b)

Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. Requests for extensions of time in which to respond will not be considered. Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1141.

Sincerely, Knotnie Adaus

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Campaign Finance Analyst Reports Analysis Division

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REPUBLICAN NATIONAL COMMITTEE Page 4

Late Filed 48 Hour Notices:

				Charallel age
Name of Payee	Dusc	Amount	Purpose	Candidate
		55 300 000 00	AZDENTA DE AZDENJOS	GEORGE W BUSH
CROSSROADS MEDIA, LLC	10/13/04	\$5,000,000.00	MEDIA PLACEMENT	(315474C312 At 13470311)